

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

<b>JOSEPH T. PASIONEK,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 04 CV 11172 RWZ</b>
	)	
<b>AMTRAK,</b>	)	
	)	
<b>Defendant.</b>	)	

**JOINT SCHEDULING STATEMENT**

Plaintiff Joseph Pacionek ("Mr. Pacionek") and Defendant National Railroad Passenger Corporation ("Amtrak") submit this Joint Statement pursuant to LR 16.1 and the Court's Notice of Scheduling Conference, dated October 25, 2004.

**(1) JOINT DISCOVERY PLAN**

May 2, 2005	Completion of all written discovery and depositions, including expert designations, answers to expert interrogatories, and expert depositions.
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**(2) PROPOSED SCHEDULE FOR FILING OF MOTIONS**

March 3, 2005	Filing of all non-dispositive motions, including motions to amend and those associated with discovery disputes.
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March 24, 2005	Filing of all oppositions to non-dispositive motions.
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June 3, 2005	Filing of all dispositive motions.
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June 27, 2005	Filing of all oppositions or responses to dispositive motions.
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(3) **CERTIFICATIONS OF COUNSEL & AUTHORIZED REPRESENTATIVES**

The certifications of the parties and their counsel will be filed at the Scheduling Conference.

(4) **PROPOSED AGENDA FOR SCHEDULING CONFERENCE**

- Pretrial schedule of discovery and motions;
- Status of settlement discussions.

(5) **TRIAL BY MAGISTRATE**

The parties do not consent to trial by magistrate judge.

WHEREFORE, Mr. Pasioneck and Amtrak request that the Court approve their proposed discovery and motion schedules, with such amendments as the Court deems just and proper.

**Respectfully submitted,**

PLAINTIFF,  
Joseph Pasioneck,  
By his attorney

DEFENDANT,  
National Railroad Passenger Corporation  
By its attorneys,



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Dated: November 15, 2004